### REMARKS

Claims 3-7, 9 and 10 are currently pending in the present application. Claims 3-7, and 9 are allowed. Claim 10 has been amended with the expectation that the amendment will place all pending claims in this application in condition for allowance. The amendment does not introduce new matter within the meaning of 35 U.S.C. § 132. Accordingly, entry of the amendment is respectfully requested.

## 1. Objection to the Specification

The substance of the objection to the specification has been detailed in the Official Action dated January 22, 2004 and the Response thereto filed on May 24, 2004 and, therefore, the substance thereof is not repeated herein for the sake of compactness of prosecution, but are incorporated herein by reference in their entirety.

Applicant respectfully submits that the abstract and claims listing are now submitted herewith on separate pages, thereby

putting the amendments in compliance with 37 C.F.R. 1.121.

Again the applicant respectfully thanks the Examiner for the suggestions provided to overcome the objection and submits the bases for the objections has been removed.

## 2. Rejection of Claim 10 Under 35 U.S.C. § 112, Second Paragraph

The Official Action states that claim 10 is rejected under 35 U.S.C. § 112, second paragraph for the following reasons:

Claim 10 is rejected...as being indefinite...the method claim is dependent on a product claim.

Applicant respectfully submits that claim 10 has been amended to correct the error in the dependency such that claim 10 is now dependent upon claim 9. Accordingly, applicant respectfully requests the Examiner to reconsider and withdraw the rejection of pending claim 10.

## 3. Objections to the Claims

The Official Action states that claims 11 and 12 are objected to based up various typographical mistakes. Claims 11 and 12 have been cancelled thereby removing the basis for the objection. Accordingly, applicant respectfully requests the Examiner to reconsider and withdraw the objection to claims 11 and 12.

# 4. Rejection of Claims 8, 11 and 12 under 35 U.S.C. § 103(a)

The Official Action states that claims 8, 11 and 12 are rejected under 35 U.S.C.  $\S$  103(a).

Applicant has cancelled claims 8, 11 and 12, thereby removing the grounds for this rejection. Accordingly, applicant respectfully request the Examiner to reconsider and withdraw the rejection of claims 8, 11 and 12.

### CONCLUSION

Claims 3-7, 9 and 10 are currently pending in the present application. Applicant respectfully requests the Examiner to reconsider and withdraw the outstanding objections, and allow all the claims in the application.

Respectfully submitted,

NATH & ASSOCIATES PLLC

Date:

e: <u>dept. 26, 2005</u>

Gary M. Nath

Reg. No. 26,965

Tanya E. Harkins

Reg. No. 52,993

Customer No. 20529

### NATH & ASSOCIATES PLLC

1030 Fifteenth Street, N.W.

Sixth Floor

Washington, D.C. 20005-1503

Telephone: (202) 775-8383 Facsimile: (202) 775-8396